

# SENATE BILL No. 675

## DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 2-5-26.

**Synopsis:** State mandates oversight committee. Establishes the state mandates oversight committee. Provides that the committee has legislative and citizen members. Requires the committee to review legislation enacted by the general assembly to determine whether the legislation imposes an unfunded mandate on local government. Provides that the committee may recommend that legislation that imposes an unfunded mandate on local government be repealed or amended or that the general assembly provide the necessary funding for the mandate.

**Effective:** Upon passage.

**Howard**

January 22, 1999, read first time and referred to Committee on Rules and Legislative Procedure.



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First Regular Session 111th General Assembly (1999)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1998 General Assembly.

## SENATE BILL No. 675

A BILL FOR AN ACT to amend the Indiana Code concerning the general assembly.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 2-5-26 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON  
3 PASSAGE]:

4 **Chapter 26. State Mandates Oversight Committee**

5 **Sec. 1. As used in this chapter, "committee" refers to the state**  
6 **mandates oversight committee established by section 2 of this**  
7 **chapter.**

8 **Sec. 2. The state mandates oversight committee is established.**

9 **Sec. 3. (a) The committee consists of the following members:**

10 (1) **Four (4) members of the senate, appointed by the**  
11 **president pro tempore of the senate with the advice of the**  
12 **minority leader of the senate. Not more than two (2) members**  
13 **appointed under this subdivision may be affiliated with the**  
14 **same political party.**

15 (2) **Four (4) members of the house of representatives,**  
16 **appointed by the speaker of the house of representatives with**  
17 **the advice of the minority leader of the house of**



representatives. Not more than two (2) members appointed under this subdivision may be affiliated with the same political party.

(3) One (1) citizen member affiliated with organized labor.

(4) One (1) citizen member affiliated with business interests.

(5) One (1) member who is a member of a county fiscal body.

(6) One (1) member who is a member of a city fiscal body.

(7) One (1) member who is a member of a town fiscal body.

(b) The chairman of the legislative council, with the advice of the vice chairman of the legislative council, shall appoint the committee members described in subsection (a)(3) through (a)(7). Not more than three (3) of the members appointed under subsection (a)(3) through (a)(7) may be affiliated with the same political party.

(c) The appointing authorities of committee members shall make their appointments after April 30 and before July 1 of each year.

Sec. 4. The term of a committee member expires July 1 of the year after the member's appointment.

Sec. 5. If a vacancy exists on the committee, the appointing authority who appointed the member whose position is vacant shall appoint an individual to fill the vacancy.

Sec. 6. (a) The chairman of the legislative council shall appoint one (1) of the legislative members of the committee to be the committee chair. The chairman of the legislative council may appoint a new committee chair at any time.

(b) The vice chairman of the legislative council shall appoint one (1) of the legislative members of the committee to be the committee vice chair. The vice chairman of the legislative council may appoint a new committee vice chair at any time.

Sec. 7. The committee may meet at any time at the call of the chair of the committee.

Sec. 8. (a) Seven (7) members of the committee constitute a quorum.

(b) The affirmative votes of seven (7) members of the committee are necessary for the committee to take official action other than to:

(1) meet to hear testimony; or

(2) adjourn.

Sec. 9. Each member of the committee is entitled to receive the same per diem, mileage, and travel allowances paid to individuals who serve as legislative and lay members, respectively, on interim



1 study committees established by the legislative council. These  
2 expenses shall be paid from funds appropriated to the legislative  
3 council.

4 **Sec. 10. The legislative services agency shall provide staff and**  
5 **administrative services for the committee.**

6 **Sec. 11. (a) The committee shall review legislation enacted by**  
7 **the general assembly to determine whether the legislation imposes**  
8 **an unfunded mandate on local government.**

9 **(b) The committee may recommend any of the following to the**  
10 **general assembly:**

11 **(1) That legislation that imposes an unfunded mandate on**  
12 **local government be repealed or amended to remove the**  
13 **unfunded mandate.**

14 **(2) That the general assembly provide the necessary funding**  
15 **for the mandate.**

16 **SECTION 2. An emergency is declared for this act.**

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